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DEPARTMENT OF DEFENSE

Office of the Secretary

(Transmittal Nos. 11-31)

36(b)(1) Arms Sales Notification

AGENCY: Department of Defense, Defense Security Cooperation Agency.

ACTION: Notice.

SUMMARY: The Department of Defense is publishing the unclassified text of a section 36(b)(1) arms sales notification. This is published to fulfill the requirements of section 155 of Public Law 104-164 dated July 21, 1996.

FOR FURTHER INFORMATION CONTACT: Ms. B. English,
DSCA/DBO/CFM, (703) 601-3740.

The following is a copy of a letter to the Speaker of the House of Representatives, Transmittals 11-31 with attached transmittal, policy justification, Sensitivity of Technology, and Sec 620C(d) Certification.

Dated: October 31, 2011.

Aaron Siegel,
Alternate OSD Federal Register Liaison Officer,
Department of Defense.



DEFENSE SECURITY COOPERATION AGENCY
201 12TH STREET SOUTH, STE 203
ARLINGTON, VA 22202-5408

OCT 28 2011

The Honorable John A. Boehner
Speaker of the House
U.S. House of Representatives
Washington, DC 20515

Dear Mr. Speaker:

Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, we are forwarding herewith Transmittal No. 11-31, concerning the Department of the Navy's proposed Letter(s) of Offer and Acceptance to Turkey for major defense equipment estimated to cost \$111 million. After this letter is delivered to your office, we plan to issue a press statement to notify the public of this proposed sale.

Sincerely,

Richard A. Genaille, Jr.
Deputy Director

Enclosures:

1. Transmittal
2. Policy Justification
3. Sensitivity of Technology
4. Section 620C(d)



UNCLASSIFIED

**CERTIFICATION PURSUANT TO § 620C(d)
OF THE FOREIGN ASSISTANCE ACT OF 1961, AS AMENDED**

Pursuant to Section 620C(d) of the Foreign Assistance Act of 1961, as amended (the Act), Executive Order 12163 and State Department Delegation of Authority No. 293-1, I hereby certify that the furnishing to Turkey of three AH-1W Super Cobra attack helicopters, seven T700-GE-401 engines (six installed and one spare), inspections and modifications, spare and repair parts, personnel training and training equipment, publications and technical documentation, U.S. government and contractor engineering, technical, and logistics personnel support services, and other related elements of logistics support is consistent with the principles contained in Section 620C(b) of the Act.

This certification will be made part of the notification to Congress under Section 36(b) of the Arms Export Control Act, as amended, regarding the proposed sale of the above-named articles and services and is based on the justification accompanying such notification, which constitutes a full explanation.



Ellen O. Tauscher
Under Secretary of State
for Arms Control and
International Security

UNCLASSIFIED

Transmittal No. 11-31

Notice of Proposed Issuance of Letter of Offer
Pursuant to Section 36(b)(1)
of the Arms Export Control Act, as amended

- (i) Prospective Purchaser: Turkey
- (ii) Total Estimated Value:

Major Defense Equipment*	\$ 65 million
Other	\$ <u>46 million</u>
TOTAL	\$111 million
- (iii) Description and Quantity or Quantities of Articles or Services under Consideration for Purchase: Three (3) AH-1W SUPER COBRA Attack Helicopters, seven (7) T700-GE-401 engines (6 installed and 1 spare), inspections and modifications, spare and repair parts, personnel training and training equipment, publications and technical documentation, U.S. Government and contractor engineering, technical, and logistics personnel support services, and other related elements of logistics support.
- (iv) Military Department: Navy (USMC) (SDH)
- (v) Prior Related Cases, if any:
FMS case SCD-\$58.9M-13Jun90
FMS case SCG-\$55.2M-17Sep93
- (vi) Sales Commission, Fee, etc., Paid, Offered, or Agreed to be Paid: None
- (vii) Sensitivity of Technology Contained in the Defense Article or Defense Services Proposed to be Sold: See Annex attached
- (viii) Date Report Delivered to Congress: 28 October 2011

* as defined in Section 47(6) of the Arms Export Control Act.

POLICY JUSTIFICATION

Turkey – AH-1W SUPER COBRA Attack Helicopters

The Government of Turkey has requested a possible sale of three (3) AH-1W SUPER COBRA Attack Helicopters, seven (7) T700-GE-401 engines (6 installed and 1 spare), inspections and modifications, spare and repair parts, personnel training and training equipment, publications and technical documentation, U.S. Government and contractor engineering, technical, and logistics personnel support services, and other related elements of logistics support. The estimated cost is \$111 million.

Turkey is a partner of the United States in ensuring peace and stability in the region. It is vital to the U.S. national interest to assist our North Atlantic Treaty Organization (NATO) ally in developing and maintaining a strong and ready self-defense capability that will contribute to an acceptable military balance in the area. This proposed sale is consistent with those objectives.

The proposed sale will improve Turkey's capability for self defense, modernization, regional security, and interoperability with U.S. and other NATO members. AH-1W helicopters are already in the Turkish Land Forces Command inventory and will further enhance Turkey's ground defense capabilities. Turkey will have no difficulty absorbing these helicopters into its armed forces.

The proposed sale of these helicopters will not alter the basic military balance in the region or U.S. efforts to encourage a negotiated settlement in Cyprus.

There will be no prime contractor associated with this proposed sale. There are no known offset agreements proposed in connection with this potential sale.

Implementation of this proposed sale will require the assignment of approximately five contractor representatives to Turkey for a period of up to 90 days for differences training between U.S. and Turkish AH-1Ws helicopters.

These aircraft will be sold from the United States Marine Corps' (USMC) inventory. The effect on USMC readiness will be mitigated by the submission of a reprogramming action to return the sales proceeds from the U.S. Treasury's general receipts account to the USMC's H-1 upgrades program.

Transmittal No. 11-31

Notice of Proposed Issuance of Letter of Offer
Pursuant to Section 36(b)(1)
of the Arms Export Control Act

Annex
Item No. vii

(vii) Sensitivity of Technology:

1. The AH-1W SUPER COBRA attack helicopter and the basic associated systems operation manuals are Unclassified. The tactic operations manuals are Confidential.
2. If a technically advanced adversary were to obtain knowledge of the specific hardware and software elements, the information could be used to develop countermeasures or equivalent systems which might reduce weapon system effectiveness or be used in the development of a system with similar or advanced capabilities.

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